

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

APR 08 2009

JOHN F. CONRAD, CLERK
BY: 
DEPUTY CLERK

DONNIE DON BEVERLEY,

Petitioner,

v.

DIRECTOR, VDOC,

Respondent.

Case No. 7:08CV00599

FINAL ORDER

By: Hon. Glen E. Conrad
United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ORDERED

that the motion to dismiss is **GRANTED**, the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED** as untimely filed; and this action is stricken from the active docket of the court.

ENTER: This 8th day of April, 2009.



United States District Judge